

22783 U.S. PTO
030904

Atty. Dkt. No. 072827-0372

22857 U.S. PTO
10/797355

030904

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Alan L. Mueller, et al.

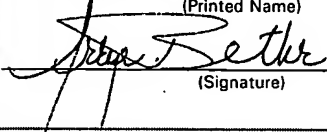
Title: Compounds Active at a Novel
Site on Receptor-Operated
Calcium Channels Useful for
Treatment of Neurological
Disorders and Diseases

Prior Appl. No.: 09/825,373

Prior Appl.
Filing Date: April 2, 2001

Examiner: TBA

Art Unit: TBA

CERTIFICATE OF EXPRESS MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, Mail Stop PATENT APPLICATION, PO Box 1450, Alexandria, Virginia 22313-1450.	
EL 990324/65 US	3-9-04
(Express Mail Label Number)	(Date of Deposit)
IRENE Betke	
(Printed Name)	
	
(Signature)	

CONTINUING PATENT APPLICATION
TRANSMITTAL LETTER

Mail Stop PATENT APPLICATION
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith for filing under 37 C.F.R. § 1.53(b) is a:

☒ Continuation ☐ Division ☐ Continuation-In-Part (CIP)

of the above-identified copending prior application in which no patenting, abandonment, or termination of proceedings has occurred. Priority to the above-identified prior application is hereby claimed under 35 U.S.C. § 120 for this continuing application. The entire disclosure of the above-identified prior application is considered as being part of the disclosure of the accompanying continuing application and is hereby incorporated by reference therein.

☒ Applicant claims small entity status under 37 CFR 1.27.

Enclosed are:

- ☒ Specification, Claim(s), and Abstract (269 pages).
- ☐ Formal drawings (0 sheets, Figures 0).
- ☒ Declaration and Power of Attorney dated January 1998 (2 pages).
- ☒ Declaration and Power of Attorney dated September 1998 (2 pages).
- ☒ Assignment of the invention to NPS Pharmaceuticals, Inc.(3 pages)
- ☒ Assignment Recordation Cover Sheet (1 page)
- ☒ Small Entity statement (1 page)
- ☒ Information Disclosure Statement and Form 1449 filed 2/5/99 (11 pages).
- ☒ Information Statement and Form 1449 filed 8/13/99 (4 pages).
- ☐ Preliminary Amendment (2 pages)
- ☒ Application Data Sheet (37 CFR 1.76) (4 pages)

The filing fee is calculated below:

	Claims as Filed	Included in Basic Fee	Extra Claims	Rate	Fee Totals
Basic Fee				\$770.00	\$770.00
Total Claims:	1	- 20	= 0	X \$18.00	= \$0.00
Independ ents:	1	- 3	= 0	X \$86.00	= \$0.00
If any Multiple Dependent Claim(s) present:				+ \$290.00	= \$0.00
				SUBTOTAL:	= \$770.00
<input checked="" type="checkbox"/> Small Entity Fees Apply (subtract ½ of above):					= \$385.00
				TOTAL FILING FEE:	= \$385.00

- ☒ A check in the amount of \$385.00 to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any

overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date March 9, 2004

By Richard San Pietro

FOLEY & LARDNER

Customer Number: 33588

Telephone: (858) 847-6717

Facsimile: (858) 792-6773

Richard San Pietro

Attorney for Applicant

Registration No. 45,071